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AFFIDAVIT OF KRIS R. LIVINGSTON

The undersigned, Kris R. Livingston, declares and states as follows:

1. I am not currently a named inventor of United States Patent Application No. 10/021,340 ("the '340 application"), filed December 13, 2001.
2. Despite not being named as an inventor in the '340 application, I contributed to the conception of the invention claimed in the '340 application.
3. My omission from the inventorship identified in the '340 application was, to my knowledge, a clerical error.
4. In addition, this omission occurred without any deceptive *invention* on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Kris R. Livingston

1-17-02

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